



6-3-05

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PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031
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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/607,327	
	Filing Date	06/30/2000	
	First Named Inventor	L. Pernille Olesen	
	Art Unit	1661	
	Examiner Name	Susan McCormick-Ewoldt	
Total Number of Pages in This Submission	5	Attorney Docket Number	POULYMP

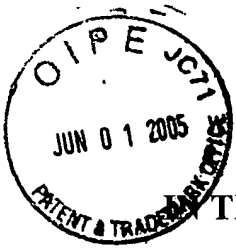
ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Response to Information Requirement under 37CFR1.105.
<div>Remarks</div> <div>Express Mail No. EV 374 923 028 US</div>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	Poulsen/Roser Pacific, Inc.		
Signature			
Printed name	Ken Rynearson		
Date	1 June 2005	Reg. No.	

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:			
Signature			
Typed or printed name	Ken Rynearson	Date	1 June, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: L. Pernille Olesen and Mogens N. Olesen
Title: Compact Floribunda Rose Plant Named 'Poulymp'
Serial #: 09/607,327
Date filed: 06/30/2000
Art Unit: 1661

RESPONSE TO INFORMATION REQUIREMENT UNDER 37 CFR 1.105

Sir/Madam:

Submitted herewith on form PTO-1449 is a listing of documents known to Applicants in order to comply with Applicant's duty of disclosure pursuant to 37 CFR §1.56. A copy of each listed document is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.97 and §1.56(b). Applicant does not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

TIMING OF THE DISCLOSURE

In response to item (a), applicants assert that the requested documentation related to public availability of the variety, including publications, advertisements relating to sales, offers for sale, or public distribution are not readily available to the party from which it was requested.

In response to item (b), applicants submit a printed copy of an advertisement taken directly from the breeding companies internet site. The page discloses the year the claimed plant was introduced to the public. Applicants assert that, to the extent not already provided, the requested documentation related to public information available regarding sales, offers for sale, or public distribution of the claimed plant variety anywhere in the world which occurred to the filing date of this application are not readily available.

In response to item (c), applicants assert that the claimed rose variety was accessible to the public for the first time on 1 May, 2001.

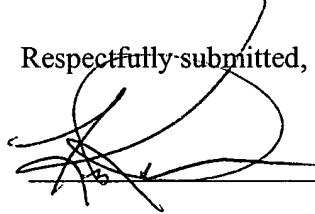
The above reply is accepted as complete, under 37 CFR §1.105 (a)(3).

CERTIFICATION AND FEE:

The examiner has waived the certification and fee requirements set forth in 37 CFR §1.97 for those documents submitted in accordance with the reply to the Requirement for Information Under 37 CFR §1.105.

Date: 1 June, 2005

Respectfully submitted,

A handwritten signature in black ink, appearing to be "K. S. Rynearson", is written over a horizontal line.

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